

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST
SITTING AT TOKYO, JAPAN.

Case No. 1

THE UNITED STATES OF AMERICA; et al) ORDER:
- vs -) THAT FACILITIES TO INTER-
RAKI, Sadao; et al) VIEW CERTAIN WITNESSES
) REQUESTED BY THE ACCUSED
) SHIRATORI, TOSHIO, BE
) PROVIDED, AND 2 SUBJONS.

This matter coming on to be heard on this 22nd day of November, 1946, before the Honorable Sir William Webb, the President of the Tribunal, upon the application of SHIRATORI, Toshio, one of the defendants herein, for the production of certain witnesses necessary to the defense of the said SHIRATORI, Toshio, in accordance with the provisions of Section 3, Article 9, paragraph (c) of the Charter, the names of said witnesses being set forth in said application, which is Paper No. 555, and in an amendment thereto adding to said application the names of Hans Ulrich Merchtaler and Heinrich Stehmer as witnesses; and after hearing statements and arguments of counsel for the said SHIRATORI, Toshio, and the Tribunal being fully advised in the premises, it is

ORDERED: That said application as to each of the following named persons be granted, as prayed;

1. SAITO, Yoshio
 - (a) The nationality of the witness is Japanese.
 - (b) The address of the witness is: No. 42, Shotomachi, Shibuya-ku, Tokyo; his last official position was Diplomatic Advisor

in the Foreign Office at the time of
Foreign Minister Matsuoka.

2. OHASHI, Chuichi

- (a) The nationality of the witness is Japanese.
- (b) The address of the witness is unknown; his last official position was Vice-Minister of Foreign Affairs at the time of Foreign Minister Matsuoka;

and that a summons be issued, by the Secretary General of the Tribunal, commanding each of said persons, to-wit: SAITO, Yoshie and OHASHI, Chuichi, to attend and testify before said Tribunal as a witness for the accused SHIRATORI, Toshio, at a time indicated to the Secretary General of the Tribunal, by counsel of record for the said accused, as a probable date when the witness will be actually required.

It is further ORDERED: That each of the following named persons, all of whom are Japanese nationals and may be located within the territorial limits of Japan, be produced or required to present himself at the time and place directed by the General Secretary of the Tribunal for interrogation by counsel for the accused SHIRATORI, to determine if his presence will be required at a later date to testify on behalf of the said SHIRATORI:

1. ARITA, Hachiro

- (a) The nationality of the witness is Japanese.
- (b) The address of the witness is: No. 911 Nishihara-Machi, Yoyogi, Shibuya-ku, Tokyo; his last official position was Foreign Minister of Japan.

2. General UGAKI, Kazushige

- (a) The nationality of the witness is Japanese.

- (b) The address of the witness is unknown; his last official position was Foreign Minister of Japan.
3. Lieut. General ARISUI, Seizo
- (a) The nationality of the witness is Japanese.
- (b) The address of the witness is unknown; his last official position is also unknown, but he was, as Lieut. Colonel, Military Attache to the Japanese Embassy in Italy 1938-1939.
4. Count ARIMA, Reimei
- (a) The nationality of the witness is Japanese.
- (b) The address of the witness is unknown; he was General Secretary of the Imperial Rule Assistance Association.
5. OKADA, Tadahiko
- (a) The nationality of the witness is Japanese.
- (b) The address of the witness is unknown; he was President of the House of Representatives.
6. INAHARA, Katsuji
- (a) The nationality of the witness is Japanese.
- (b) The address of the witness is unknown; he has been and is editor of the magazine "Contemporary Japan."
7. Miss UNO, Masuko
- (a) The nationality of the witness is Japanese.
- (b) The address of the witness is: Ho-29, No. 10, Nishi-Katamachi, Hongo-ku, Tokyo; she is secretary of the Gaiji Kyokai (Foreign Affairs Association), which has been publishing the magazine "Contemporary Japan."

8. Dr. MURAKAWA, Kengo
(a) The nationality of the witness is Japanese,
(b) The address of the witness is unknown; he was Vice-President of the Dai-Asia Kyokai (Great Asia Association.)
9. YATSUGI, Kazuo
(a) The nationality of the witness is Japanese.
(b) The address of the witness is: No. 5, Sakura-go-Oka-Machi, Shibuya-Ku, Tokyo; he was General Secretary of the National Policy Investigation Association (Kokuseku Kenkyu-kai.)
10. General OSHIMA, Hiroshi
(a) The nationality of the witness is Japanese.
(b) The address of the witness is: Sugamo Prison, Tokyo; he is now one of the defendants in the International Military Trial Far East.
11. Dr. MURAMATSU, Tsuneo
(a) The nationality of the witness is Japanese.
(b) The address of the witness is: Matsuzawa Byoin (Matsuzawa Hospital), Matsubara-machi, Setagaya-ku, Tokyo; he is the Vice-Director of the Matsuzawa Hospital.
12. MISHIMA, Yosuo
(a) The nationality of the witness is Japanese.
(b) The address of the witness is: c/o Kuwano Bunka-Jigyo-sha, 3 No. 7, Ginza-Nishi Kyobashi-ku, Tokyo; he is a journalist.

It is further ORDERED: That every facility and assistance be provided to counsel for the accused SHIRATORI

to submit written interrogatories to or verbally interrogate each of the following named persons at the place where said person is now located and may be found or held:

1. Mr. BOLZE

- (a) The nationality of the witness is German.
- (b) The address of the witness is unknown; his last official position was Minister and Councillor of the Embassy in the German Embassy at Tokyo; his last known address was: O-ishimura, Yamanashi Prefecture.

2. Count von MIRBACH

- (a) The nationality of the witness is German.
- (b) The address of the witness is unknown; his last official position was Secretary of Embassy (Councillor of Legation) in the German Embassy at Tokyo; his last known address was: Sengokuhera, Hakone, Kanagawa Prefecture.

3. Hans Ulrich MARCHTALER

- (a) The nationality of the witness is German.
- (b) The address of the witness is Atami, Japan.

4. Heinrich STAHLER

- (a) The nationality of the witness is German.
- (b) The address of the witness is Sugamo Prison, Tokyo, Japan.

5. Eugen OTT

- (a) The nationality of the witness is German.
- (b) The address of the witness is Peiping, China; his last official position was Ambassador

of Germany to Japan, in the Embassy at
Tokyo.

It is further ORDERED: That the application of
the accused for the issuance of a subpoena for each of the
persons named in his request for the production of witnesses
is indefinitely continued, awaiting results and disclosures
of the interrogations hereinbefore authorized and ordered,
and the accused is granted permission to file a supplemental
application for the issuance of subpoenas for such witnesses
selected from those named in this ORDER as may be found neces-
sary to his proper defense in this case as a result of said
interrogations.

Dated at Tokyo, Japan, this 26 November 1946.

BY THE TRIBUNAL:

(Signed) W. F. Webb
PRESIDENT OF THE TRIBUNAL